

IN THE CLAIMS

Please amend the claims as follows:

1. (Currently Amended) A method of transmitting information to a computer having a removable medium, comprising the steps of:
 - receiving a request from the computer to download information over a network;
 - determining whether a device of the computer having structure to write to the removable medium meets predetermined criteria including a capability to deal with an interrupted or non-steady data flow and is therefore an appropriate device for writing to the removable medium; and
 - transmitting information to the computer in order for the device of the computer to write the information to the removable medium,
 - wherein the transmitting step comprises:
 - transmitting the information to the computer in order for the device of the computer to write the information to the removable medium without writing any of the information to an intermediate storage device when the determining step determines that the device is an appropriate device for writing to the removable medium, and
 - transmitting the information to the computer in order for the intermediate storage device to store the information followed by reading the information from the intermediate storage device and writing the information to the removable medium using the device, when the determining step determines that the device is not an appropriate device for writing to the removable medium.
2. (Canceled)

3. (Original) A method according to claim 1, wherein said determining step comprises:

determining whether the device is an appropriate device by examining state data of the device.

4. (Original) A method according to claim 3, wherein said determining step comprises:

determining whether the device is an appropriate device by examining the state data of the device which includes at least a model number of the device.

5. (Original) A method according to claim 3, wherein said determining step comprises:

determining whether the device is an appropriate device by examining the state data of the device which includes at least a manufacturer of the device.

6. (Previously Presented) A method according to claim 1, further comprising the step of:

prohibiting the transmitting of the information to the computer, when the determining step determines the device of the computer does not meet the predetermined criteria.

7. (Original) A method according to claim 1, further comprising the step of:
determining if information is written to the removable medium; and
the step of transmitting is performed when it has been determined that no information is written to the removable medium.

8. (Previously Presented) A method according to claim 7, further comprising the step of:

prohibiting a writing of information to the removable medium, when it has been determined that the removable medium contains previously written information.

9. (Original) A method according to claim 7, further comprising the step of:
notifying a user that information is written to the removable medium.

10. (Previously Presented) A method according to claim 8, further comprising the step of:

writing the information to a memory in the computer which is other than the removable medium, when it has been determined that the removable medium contains previously written information.

11. (Original) A method according to claim 1, wherein the step of transmitting comprises:

transmitting the information to the computer in order for the device of the computer which is an optical disc drive to write the information to the removable medium which is an optical disc.

12. (Original) A method according to claim 11, wherein the step of transmitting comprises:

transmitting the information to the computer in order for the device of the computer which is an optical disc drive to write the information to the removable medium which is one of a CD-R and a CD-RW.

13. (Currently Amended) A method according to claim [[2]] 1, wherein the step of transmitting the information to the computer in order for the intermediate storage device to store the information comprises:

transmitting the information to the computer in order for the intermediate storage device which is a hard disk drive to store the information.

14. (Currently Amended) A method of recording information on a removable medium, comprising the steps of:

receiving information by a computer;

writing information to the removable medium using a device of the computer having structure to write to the removable medium, only if it is determined that a device of the computer having structure to write to the removable medium has structure which makes the device an appropriate device for writing to the removable medium by having a capability to deal with an interrupted or non-steady data flow,

wherein the writing step comprises:

writing the information to the removable medium using the device, without writing any of the information to an intermediate storage device when it is determined that the device is an appropriate device for writing to the removable medium, and

writing the information to the intermediate storage device followed by reading the information from the intermediate storage device and writing the information to the removable medium using the device, when it is determined that the device is not an appropriate device for writing to the removable medium.

15. (Canceled)

16. (Original) A method according to claim 14, further comprising the step of:

determining whether the device is an appropriate device by examining state data of the device.

17. (Previously Presented) A method according to claim 16, wherein said determining step comprises:

determining whether the device is an appropriate device by examining the state data of the device which includes at least a model number of the device.

18. (Original) A method according to claim 16, wherein said determining step comprises:

determining whether the device is an appropriate device by examining the state data of the device which includes at least a manufacturer of the device.

19. (Original) A method according to claim 16, wherein said determining step is performed by the computer which includes the device.

20. (Original) A method according to claim 16, wherein said determining step is performed by a remote computer which transmits the information to the computer which includes the device.

21. (Original) A method according to claim 14, further comprising the step of: prohibiting the writing of the information to the removable medium, when it is determined that the device is not an appropriate device for writing to the removable medium.

22. (Original) A method according to claim 21, wherein said prohibiting step comprises:

prohibiting a downloading of the information from a remote computer, when the determining step determines that the device is not an appropriate device for writing to the removable medium.

23. (Original) A method according to claim 14, further comprising the step of:

determining if information is written to the removable medium; and
the step of writing the information to the removable medium operates when it has
been determined that no information is written to the removable medium:

24. (Previously Presented) A method according to claim 23, further comprising the
step of:

prohibiting a writing of information to the removable medium, when it has been
determined that the removable medium contains previously written information.

25. (Original) A method according to claim 23, further comprising the step of:
notifying a user that information is written to the removable medium.

26. (Previously Presented) A method according to claim 24, further comprising the
step of:

writing the information to a memory in a computer which is other than the removable
medium, when it has been determined that the removable medium contains previously written
information.

27. (Original) A method according to claim 14, wherein the step of writing
comprises:

writing the information to an optical disc.

28. (Original) A method according to claim 27, wherein the step of writing
comprises:

writing the information to one of CD-R and a CD-RW.

29. (Original) A method according to claim 14, wherein the step of writing the
information to the intermediate device comprises:

writing the information to the intermediate device which is a hard disk drive.

30. (Currently Amended) A method of storing information, comprising the steps of: receiving information by a computer, the information including first importance information, and second importance information having an importance which is lower than the first importance information;

writing the first importance information to a hard disk drive of the computer;

writing the second importance information to a storage medium which is different from the hard disk drive, without writing any of the second importance information to the hard disk drive when a device configured to write to the storage medium does satisfy predetermined criteria including a capability to deal with an interrupted or non-steady data flow, and

wherein said step of writing the second importance information writes the second importance information to the hard disk drive, when the device configured to write to the storage medium does not satisfy predetermined criteria including at least one of a model number and a manufacturer.

31. (Original) A method according to claim 30, further comprising the step of: requesting, by the computer, that the information be transmitted thereto.

32. (Previously Presented) A method according to claim 31, further comprising the step of:

transmitting, to a remote computer over a network, state data of the device which writes to the storage medium.

33. (Original) A method according to claim 32, wherein the step of transmitting state

data comprises:

transmitting the state data which includes a model number of the device.

34. (Original) A method according to claim 32, wherein the step of transmitting state data comprises:

transmitting the state data which includes a manufacturer of the device.

35. (Previously Presented) A method according to claim 30, further comprising the step of:

determining information of the device configured to write to the storage medium, wherein the step of writing the second importance information is only performed when the information of the device configured to write satisfies [[a]] the predetermined criteria.

36. (Original) A method according to claim 30, wherein:

the step of writing the first importance information writes computer instructions; and the step of writing the second importance information writes computer data.

37. (Previously Presented) A method according to claim 30, further comprising the step of:

receiving a message from a remote computer indicating that a transmitting of information is prohibited, when the device configured to write to the storage medium does not satisfy predetermined criteria including at least one of a model number and a manufacturer.

38. (Currently Amended) A method according to claim 30, wherein:

~~said step of writing the second importance information writes the second importance~~

~~information to the hard disk drive, when the device configured to write to the storage medium does not satisfy predetermined criteria including includes at least one of a model number and a manufacturer.~~

39. (Original) A method according to claim 30, further comprising the step of: determining, before said step of writing the second importance information, that no information is recorded on the storage medium, wherein said step of writing the second importance information is performed when it is determined that no information is recorded on the storage medium.

40. (Previously Presented) A method according to claim 39, further comprising the step of:

receiving a message from said server that said downloading operation is prohibited when the device which writes to said storage medium does not meet the predetermined criteria.

41. (Original) A method according to claim 30, further comprising the step of: receiving an indication that information is recorded on the storage medium, and said step of writing the second importance information is performed, even when the indication is received that information is recorded on the storage medium.

42. (Original) A method according to claim 41, further comprising the step of: providing, by a user, an instruction to perform said step of writing the second importance information, when there exists an indication that information is recorded on the storage medium.

43. (Original) A method according to claim 30, further comprising the step of:

receiving an indication that information is recorded on the storage medium, and writing the first and second importance information to the hard disk drive, when there is an indication that information is recorded on the storage medium.

44. (Original) A method according to claim 30, wherein the step of writing the second importance information comprises:

writing the second importance information to the storage medium which is one of a CD-R and a CD-RW.

45. (Currently Amended) A method of transmitting information, comprising the steps of:

receiving a request from a remote computer to download information, the information including first importance information, and second importance information having an importance which is lower than the first importance information;

transmitting the first importance information to the remote computer so that the first importance information is stored to a hard disk drive of the computer;

transmitting the second importance information to the remote computer so that the second importance information is stored to a storage medium which is different from the hard disk drive, without writing any of the second importance information to the hard disk drive when a device configured to write to the storage medium does satisfy predetermined criteria including a capability to deal with an interrupted or non-steady data flow,

wherein the storing of the second importance information stores the second importance information to the hard disk drive, when the device configured to write to the storage medium does not satisfy predetermined criteria.

46. (Previously Presented) A method according to claim 45, further comprising the step of:

receiving, from the remote computer, state data of the device which writes to the storage medium.

47. (Original) A method according to claim 46, wherein the step of receiving state data comprises:

receiving the state data which includes a model number of the device.

48. (Original) A method according to claim 46, wherein the step of receiving state data comprises:

receiving the state data which includes a manufacturer of the device.

49. (Previously Presented) A method according to claim 45, further comprising the step of:

determining information of the device configured to write to the storage medium, wherein the storing of the second importance information in the storage medium is only performed when the information of the device configured to write satisfies the predetermined criteria.

50. (Original) A method according to claim 45, wherein:

the step of transmitting the first importance information transmits the first importance information as computer instructions; and

the step of transmitting the second importance information transmits the second importance information as computer data.

51. (Previously Presented) A method according to claim 45, further comprising the

step of:

transmitting a message to the remote computer indicating that a transmitting of information is prohibited, when the device configured to write to the storage medium does not satisfy predetermined criteria including at least one of a model number and a manufacturer.

52. (Currently Amended) A method according to claim 45, wherein:

~~the storing of the second importance information stores the second importance information to the hard disk drive, when the device configured to write to the storage medium does not satisfy predetermined criteria including includes~~ at least one of a model number and a manufacturer.

53. (Original) A method according to claim 45, further comprising the step of:

determining, before storing the second importance information, that no information is recorded on the storage medium,

wherein the storing of the second importance information is performed when it is determined that no information is recorded on the storage medium.

54. (Previously Presented) A method according to claim 53, further comprising the step of:

transmitting a message to the remote computer that said downloading operation is prohibited when the device which writes to said storage medium does not meet the predetermined criteria.

55. (Original) A method according to claim 45, further comprising the step of:

receiving an indication that information is recorded on the storage medium, and

said storing of the second importance information is performed, even when the indication is received that information is recorded on the storage medium.

56. (Original) A method according to claim 55, further comprising the step of: receiving, from a user, an instruction to perform said storing of the second importance information, when there exists an indication that information is recorded on the storage medium.

57. (Previously Presented) A method-according to claim 45 further comprising the step of:

receiving an indication that information is recorded on the storage medium, and storing the first and second importance information to the hard disk drive, when there is an indication that information is recorded on the storage medium.

58. (Original) A method according to claim 45, wherein the storing of the second importance information stores the second importance information to one of a CD-R and a CD-RW.

59. (Currently Amended) A system of transmitting information to a computer having a removable medium, comprising:

means for receiving a request from the computer to download information over a network;

means for determining whether a device of the computer having structure to write to the removable medium meets predetermined criteria including a capability to deal with an interrupted or non-steady data flow and is therefore an appropriate device for writing to the removable medium; and

means for transmitting information to the computer in order for the device of the computer to write the information to the removable medium,

wherein the means for transmitting comprises:

means for transmitting the information to the computer in order for the device of the computer to write the information to the recordable medium without writing any of the information to an intermediate storage device when the means for determining determines that the device is an appropriate device for writing to the removable medium, and

means for transmitting the information to the computer in order for the intermediate storage device to store the information followed by reading the information from the intermediate storage device and writing the information to the removable medium using the device, when the means for determining determines that the device is not an appropriate device for writing to the removable medium.

60. (Canceled)

61. (Original) A system according to claim 59, wherein said means for determining comprises:

means for determining whether the device is an appropriate device by examining state data of the device.

62. (Original) A system according to claim 61, wherein said means for determining comprises:

means for determining whether the device is an appropriate device by examining the state data of the device which includes at least a model number of the device.

63. (Original) A system according to claim 61, wherein said means for determining

comprises:

means for determining whether the device is an appropriate device by examining the state data of the device which includes at least a manufacturer of the device.

64. (Previously Presented) A system according to claim 59, further comprising:
means for prohibiting the transmitting of the information to the computer, when the means for determining determines the device of the computer does not meet the predetermined criteria.

65. (Original) A system according to claim 59, further comprising:
means for determining if information is written to the removable medium; and
the means for transmitting operates when it has been determined that no information is written to the removable medium.

66. (Previously Presented) A system according to claim 65, further comprising:
means for prohibiting a writing of information to the removable medium, when it has been determined that the removable medium contains previously written information.

67. (Original) A system according to claim 65, further comprising:
means for notifying a user that information is written to the removable medium.

68. (Previously Presented) A system according to claim 66, further comprising:
means for writing the information to a memory in the computer which is other than the removable medium, when it has been determined that the removable medium contains previously written information.

69. (Original) A system according to claim 59, wherein the means for transmitting comprises:

means for transmitting the information to the computer in order for the device of the computer which is an optical disc drive to write the information to the removable medium which is an optical disc.

70. (Original) A system according to claim 69, wherein the means for transmitting comprises:

means for transmitting the information to the computer in order for the device of the computer which is an optical disc drive to write the information to the removable medium which is one of a CD-R and a CD-RW.

71. (Currently Amended) A system according to claim [[60]] 59, wherein the means for transmitting the information to the computer in order for the intermediate storage device to store the information comprises:

means for transmitting the information to the computer in order for the intermediate storage device which is a hard disk drive to store the information.

72. (Currently Amended) A system for recording information on a removable medium, comprising:

means for receiving information by a computer;

means for writing information to the removable medium using a device of the computer having structure to write to the removable medium, only if it is determined that a device of the computer having structure to write to the removable medium has structure which makes the device an appropriate device for writing to the removable medium by having a capability to deal with an interrupted or non-steady data flow,

wherein the means for writing comprises:

means for writing the information to the removable medium using the device, without writing any of the information to an intermediate storage device when it is determined that the device is an appropriate device for writing to the removable medium, and means for writing the information to the intermediate storage device followed by reading the information from the intermediate storage device and writing the information to the removable medium using the device, when it is determined that the device is not an appropriate device for writing to the removable medium.

73. (Canceled)

74. (Original) A system according to claim 72, further comprising:

means for determining whether the device is an appropriate device by examining state data of the device.

75. (Original) A system according to claim 74, wherein said means for determining comprises:

means for determining whether the device is an appropriate device by examining the state data of the device which includes at least a model number of the device.

76. (Original) A system according to claim 74, wherein said means for determining comprises:

means for determining whether the device is an appropriate device by examining the state data of the device which includes at least a manufacturer of the device.

77. (Original) A system according to claim 74, wherein said means for determining is included in the computer which includes the device.

78. (Original) A system according to claim 74, wherein said means for determining

is included in a remote computer which transmits the information to the computer which includes the device.

79. (Original) A system according to claim 74, further comprising:
means for prohibiting the writing of the information to the removable medium, when it is determined that the device is not an appropriate device for writing to the removable medium.

80. (Original) A system according to claim 79, wherein said means for prohibiting comprises:

prohibiting a downloading of the information from a remote computer, when the means for determining determines that the device is not an appropriate device for writing to the removable medium.

81. (Original) A system according to claim 72, further comprising:
means for determining if information is written to the removable medium; and
the means for writing the information to the removable medium operates when it has been determined that no information is written to the removable medium.

82. (Previously Presented) A system according to claim 81, further comprising:
means for prohibiting a writing of information to the removable medium, when it has been determined that the removable medium contains previously written information.

83. (Original) A system according to claim 81, further comprising:
means for notifying a user that information is written to the removable medium.

84. (Previously Presented) A system according to claim 82, further comprising:
means for writing the information to a memory in a computer which is other than the

removable medium, when it has been determined that the removable medium contains previously written information.

85. (Original) A system according to claim 72, wherein the means for writing comprises:

means for writing the information to an optical disc.

86. (Original) A system according to claim 85 wherein the means for writing comprises:

means for writing the information to at least one of a CD-R and a CD-RW.

87. (Original) A system according to claim 72, wherein the means for writing the information to the intermediate device comprises:

means for writing the information to the intermediate device which is a hard disk drive.

88. (Currently Amended) A system of storing information, comprising:

means for receiving information by a computer, the information including first importance information, and second importance information having an importance which is lower than the first importance information;

means for writing the first importance information to a hard disk drive of the computer;

means for writing the second importance information to a storage medium which is different from the hard disk drive, without writing any of the second importance information to the hard disk drive when a device configured to write to the storage medium does satisfy predetermined criteria including a capability to deal with an interrupted or non-steady data

flow,

wherein said means for writing the second importance information writes the second importance information to the hard disk drive, when the device configured to write to the storage medium does not satisfy predetermined criteria.

89. (Original) A system according to claim 88, further comprising:

means for requesting, by the computer, that the information be transmitted thereto.

90. (Previously Presented) A system according to claim 89, further comprising:

means for transmitting, to a remote computer over a network, state data of the device which writes to the storage medium.

91. (Original) A system according to claim 90, wherein the means for transmitting state data comprises:

means for transmitting the state data which includes a model number of the device.

92. (Original) A system according to claim 90, wherein the means for transmitting state data comprises:

means for transmitting the state data which includes a manufacturer of the device.

93. (Previously Presented) A system according to claim 88, further comprising:

means for determining information of the device configured to write to the storage medium,

wherein the means for writing the second importance information is only performed when the information of the device configured to write satisfies the predetermined criteria.

94. (Original) A system according to claim 88, wherein:

the means for writing the first importance information writes computer instructions;

and

the means for writing the second importance information writes computer data.

95. (Previously Presented) A system according to claim 88, further comprising:
means for receiving a message from a remote computer indicating that a transmitting
of information is prohibited, when the device configured to write to the storage medium does
not satisfy predetermined criteria including at least one of a model number and a
manufacturer.

96. (Currently Amended) A system according to claim 88, wherein:
~~said means for writing the second importance information writes the second
importance information to the hard disk drive, when the device configured to write to the
storage medium does not satisfy~~ predetermined criteria including includes at least one of a
model number and a manufacturer.

97. (Original) A system according to claim 88, further comprising:
means for determining, before said means for writing the second importance
information operates, that no information is recorded on the storage medium,
wherein said means for writing the second importance information operates when it is
determined that no information is recorded on the storage medium.

98. (Previously Presented) A system according to claim 97, further comprising:
means for receiving a message from said server that said downloading operation is
prohibited when the device which writes to said storage medium does not meet the
predetermined criteria.

99. (Original) A system according to claim 88, further comprising:

means-for receiving-an indication-that-information is recorded on the storage medium, and

 said means for writing the second importance information operates, even when the indication is received that information is recorded on the storage medium.

100. (Original) A system according to claim 99, further comprising:

 means for providing, by a user, an instruction to operate the means for writing the second importance information, when there exists an indication that information is recorded on the storage medium.

101. (Original) A system according to claim 88, further comprising:

 means for receiving an indication that information is recorded on the storage medium, and

 means for writing the first and second importance information to the hard disk drive, when there is an indication that information is recorded on the storage medium.

102. (Original) A system according to claim 88, wherein the means for writing the second importance information comprises:

 means for writing the second importance information to the storage medium which is one of a CD-R and a CD-RW.

103. (Currently Amended) A system of transmitting information, comprising:

 means for receiving a request from a remote computer to download information, the information including first importance information, and second importance information having an importance which is lower than the first importance information;

 means for transmitting the first importance information to the remote computer so that

the first importance information is stored to a hard disk drive of the computer;
means for transmitting the second importance information to the remote computer so
that the second importance information is stored to a storage medium which is different from
the hard disk drive, without writing any of the second importance information to the hard disk
drive when a device configured to write to the storage medium does satisfy predetermined
criteria including a capability to deal with an interrupted or non-steady data flow,

wherein the storing of the second importance information stores the second
importance information to the hard disk drive, when the device configured to write to the
storage medium does not satisfy predetermined criteria including at least one of a model
number and a manufacturer.

104. (Previously Presented) A system according to claim 103, further comprising:
means for receiving, from the remote computer, state data of the device which writes
to the storage medium.

105. (Original) A system according to claim 104, wherein the means for receiving
state data comprises:

means for receiving the state data which includes a model number of the device.

106. (Original) A system according to claim 104, wherein the means for receiving
state data comprises:

means for receiving the state data which includes a manufacturer of the device.

107. (Previously Presented) A system according to claim 103, further comprising:
means for determining information of the device configured to write to the storage
medium,

wherein the storing of the second importance information in the storage medium is only performed when the information of the device configured to write satisfies [[a]] the predetermined criteria.

108. (Original) A system according to claim 103, wherein:

the means for transmitting the first importance information transmits the first importance information as computer instructions; and

the means for transmitting the second importance information transmits the second importance information as computer data.

109. (Previously Presented) A system according to claim 103, further comprising:

means for transmitting a message to the remote computer indicating that a transmitting of information is prohibited, when the device configured to write to the storage medium does not satisfy predetermined criteria including at least one of a model number and a manufacturer.

110. (Currently Amended) A system according to claim 103, wherein:

~~the storing of the second importance information stores the second importance information to the hard disk drive, when the device configured to write to the storage medium does not satisfy predetermined criteria including includes~~ at least one of a model number and a manufacturer.

111. (Original) A system according to claim 103, further comprising:

means for determining, before storing the second importance information, that no information is recorded on the storage medium,

wherein the storing of the second importance information is performed when it is

determined that no information is recorded on the storage medium.

112. (Previously presented) A system according to claim 111, further comprising:
means for transmitting a message to the remote computer that said downloading operation is prohibited when the device which writes to said storage medium does not meet the predetermined criteria.

113. (Original) A system according to claim 103, further comprising:
means for receiving an indication that information is recorded on the storage medium,
wherein said storing of the second importance information is performed, even when the indication is received that information is recorded on the storage medium.

114. (Original) A system according to claim 113, further comprising:
means for receiving, from a user, an instruction to perform said storing of the second importance information, when there exists an indication that information is recorded on the storage medium.

115. (Original) A system according to claim 103, further comprising:
means for receiving an indication that information is recorded on the storage medium,
and

means for storing the first and second importance information to the hard disk drive,
when there is an indication that information is recorded on the storage medium.

116. (Original) A system according to claim 103, wherein the storing of the second importance information stores the second importance information to one of a CD-R and a CD-RW.